

REMARKS

This paper is filed in response to the Non-Final Office Action mailed December 9, 2008. Claims 44-64 and 69-73 are pending.

Claims 44-64 and 69-73 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over: claims 1-67 of U.S. Patent No. 5,956,484 to Rosenberg *et al.*, claims 1-40 of U.S. Patent No. 6,101,530 to Rosenberg *et al.*, claims 1-8 of U.S. Patent No. 6,125,385 to Wies *et al.*, claims 1-52 of U.S. Patent No. 6,161,126 to Wies *et al.*, claim 28 of U.S. Patent No. 6,353,850 to Wies *et al.*, and claims 1-20 of U.S. Patent No. 6,859,819 to Rosenberg *et al.*

Applicant respectfully asserts that claims 44-64 and 69-73 are allowable and solicits allowance of the claims. Reconsideration is respectfully requested in light of terminal disclaimers below.

I. Double Patenting- Claims 44-64 and 69-73

Claims 44-64 and 69-73 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable. Applicant respectfully traverses the present rejections.

In response to the double patenting rejections of claims 44-64 and 69-73, Applicant submits herewith a terminal disclaimer over:

U.S. Patent No. 5,956,484 to Rosenberg *et al.*, claims 1-67;

U.S. Patent No. 6,101,530 to Rosenberg *et al.*, claims 1-40;

U.S. Patent No. 6,125,385 to Wies *et al.*, claims 1-8;.

U.S. Patent No. 6,161,126 to Wies *et al.*, claims 1-52;

U.S. Patent No. 6,353,850 to Wies *et al.*, claim 28; and

U.S. Patent No. 6,859,819 to Rosenberg *et al.*, claims 1-20.

Applicant respectfully requests the Examiner withdraw the double-patenting rejections of claims 44-64 and 69-73.

CONCLUSION

Applicant respectfully asserts that all pending claims are allowable and Applicant respectfully requests the allowance of all claims.

Should the Examiner have any comments, questions, or suggestions of a nature necessary to expedite the prosecution of the application, or to place the case in condition for allowance, the Examiner is courteously requested to telephone the undersigned at the number listed below.

Respectfully submitted,

Date: 3/4/9

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